



# बिहार गजट

## असाधारण अंक

### बिहार सरकार द्वारा प्रकाशित

7 आश्विन 1937 (श10)

(सं0 पटना 1099) पटना, मंगलवार, 29 सितम्बर 2015

निर्वाचन विभाग

अधिसूचना

23 सितम्बर 2015

सं0 डी1-30/2015-31— भारत निर्वाचन आयोग, नई दिल्ली की अधिसूचना संख्या-82/बिहार-लो.स./ (3/2014)/2015 दिनांक 23.07.2015 एवं निर्वाचन अर्जी सं0-3/2014 में दिये गये माननीय उच्च न्यायालय, पटना द्वारा दिनांक 21 मई, 2015 को पारित आदेश/न्याय निर्णय को सर्वसाधारण की जानकारी के लिए प्रकाशित की जाती है।

बिहार-राज्यपाल के आदेश से,

सोहन कुमार ठाकुर,

संयुक्त सचिव-सह-

संयुक्त मुख्य निर्वाचन पदाधिकारी, बिहार।

## भारत निर्वाचन आयोग

## अधिसूचना

निर्वाचन सदन, अशोक रोड, नई दिल्ली-110001 तारीख 23 जुलाई, 2015/1 श्रावण, 1937 (शक)

सं० 82/बिहार-लो.स./ (3/2014)/2015:—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा-106 के अनुसरण में, निर्वाचन आयोग एतद्वारा निर्वाचन अर्जी सं० 3/2014 में दिये गये उच्च न्यायालय, पटना के तारीख 21 मई, 2015 के आदेश को प्रकाशित करता है।

आदेश से,  
आर० के० श्रीवास्तव,  
प्रधान सचिव,  
भारत निर्वाचन आयोग।

## ELECTION COMMISSION OF INDIA

## NOTIFICATION

*Nirvachan Sadan, Ashoka Road, New Delhi – 110001 Dated 23<sup>rd</sup> July, 2015/1 Shravana,  
1937 (Saka)*

No. 82/BR-HP/(3/2014)/2015:—In pursuance of Section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby published Order dated the 21<sup>st</sup> May, 2015 of the High Court of Judicature at Patna in Election Petition No. 3 of 2014.

By Order,  
**R. K. SRIVASTAVA,**  
*Principal Seceretary,*  
*Election Commission of India.*

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
Election Petition No. 3 of 2014

Sri Upendra Ram, son of Sri Chulhai Ram resident of village + P.O. Kuwardh, P.S. Jainagar  
District Madhubani

... .. Petitioner

Versus

1. Sri Birendra Kumar Chaudhary son of Anantlal Chaudhary resident of village Choura Mahrail P.S. Jhanjharpur District Madhubani.
2. Returning Officer Jhanjharpur, 07 Jhanjharpur Parliamentary Constituency cum Additional District Magistrate Madhubani.

... .. Respondents

**CORAM : HONOURABLE DR. JUSTICE RAVI RANJAN**  
**ORAL ORDER**

15 21-05-2015 **I.A. No. 123 of 2015**

This interlocutory application has been filed for cancellation of vakalatnama. However, at the time of hearing the petitioner submits that he wants to appear in person in this matter.

In above view of the matter, I.A. No. 123 of 2015 stands disposed of granting such permission to the petitioner.

**I.A. No. 124 of 2015**

This application has been filed under Section 109 of the Representation of People Act, 1951 (hereinafter referred to as "the Act").

On the earlier occasion this matter was taken up on 21.1.2015 and a direction was given for publication of notice at the instance of the election petitioner under Section 109(2) of the Act in the Bihar Gazette and the petitioner was directed to bear the cost upon which he undertook and deposited a sum of Rs. 5,000/- by way of tentative cost for such publication. The notice has already been published in the Bihar Gazette Extra Ordinary dated 30<sup>th</sup> of March, 2015 and till date nobody has made any application for substitution as petitioner in this matter in terms of sub section (2)(c) of Section 110 of the Act.

In above view of the matter on being satisfied with the bona fide of the application filed by the petitioner 1 allow him to withdraw the election petition.

Accordingly, the same stands withdrawn subject to payment of a cost as Rs. 5000/- considering that the petitioner is a voter of the concerned constituency.

It appears that the petitioner, has already deposited Rs. 5000/- for the purpose of publication of notice.

Let the office calculate the amount which has been spent for publication of notice and return the balance, if any, to the petitioner.

**(Dr. Ravi Ranjan, J)**

अधीक्षक, सचिवालय मुद्रणालय,

बिहार, पटना द्वारा प्रकाशित एवं मुद्रित।

बिहार गजट (असाधारण) 1099-571+200-डी0टी0पी0।

Website: <http://egazette.bih.nic.in>